DOCKET NO.: 2007-1365-AIR-E **TCEQ ID:** RN102888328 **CASE NO.:** 34479

RESPONDENT NAME: Sunoco, Inc. (R&M)

ORDER TYPE:		
X_1660 AGREED ORDER	FINDINGS AGREED ORDER	FINDINGS ORDER FOLLOWING SOAH HEARING
FINDINGS DEFAULT ORDER	_SHUTDOWN ORDER	IMMINENT AND SUBSTANTIAL ENDANGERMENT ORDER
AMENDED ORDER	EMERGENCY ORDER	
CASE TYPE:		
_X_AIR	MULTI-MEDIA (check all that apply)	INDUSTRIAL AND HAZARDOUS WASTE
PUBLIC WATER SUPPLY	PETROLEUM STORAGE TANKS	OCCUPATIONAL CERTIFICATION
WATER QUALITY	SEWAGE SLUDGE	UNDERGROUND INJECTION CONTROL
MUNICIPAL SOLID WASTE	RADIOACTIVE WASTE	DRY CLEANER REGISTRATION
TYPE OF OPERATION: Chemical manusiments of the substitution of the	_ No ere are no complaints. There are two additional pod 2007-1940-AIR-E.	ending enforcement actions regarding this facility
	han the ED and the Respondent has expressed an	
CONTACTS AND MAILING LIST: TCEQ Attorney/SEP Coordinate TCEQ Enforcement Coordinate Mr. Bryan Sinclair, Enforcement Respondent: Mr. Gerald Crawfor 1120 Mr. Calvin E. Greene, Environme	or: Ms. Trina Grieco, Enforcement Division, Enfo Division, MC 219, (512) 239-2171	rcement Team 5, MC R-13, (210) 403-4006; , 9802 Fairmont Parkway, Pasadena, Texas 7507-

RESPONDENT NAME: Sunoco, Inc. (R&M) DOCKET NO.: 2007-1365-AIR-E

VIOLATION SUMMARY CHART:

CORRECTIVE ACTIONS PENALTY CONSIDERATIONS **VIOLATION INFORMATION** TAKEN/REQUIRED Total Assessed: \$20,400 **Ordering Provisions:** Type of Investigation: ___ Complaint The Order will require the Respondent to: Routine Total Deferred: \$4,080 Enforcement Follow-up X Expedited Settlement a. Within 30 days after the effective date of X Records Review this Agreed Order: Financial Inability to Pay Date(s) of Complaints Relating to this i. Implement measures designed to prevent Case: None **SEP Conditional Offset: \$0** the outlet of the D-301C flash vessel from becoming plugged with polypropylene Date(s) of Investigation Relating to this Total Paid to General Revenue: \$16,320 powder; Case: August 20 and 22, 2007 Site Compliance History Classification Date(s) of NOEs Relating to this Case: ii. Develop and implement procedures to __ High <u>X_</u> Average <u>__</u> Poor ensure timely reporting of future emissions August 23 and 28, 2007 (NOE) events and timely responses to requests for Person Compliance History Classification information regarding future emissions Background Facts: These were routine High X Average Poor events; and record reviews. Major Source: X Yes. No iii. Implement measures designed to AIR prevent excessive vibration of Pump Applicable Penalty Policy: September 2002 P302A causing the seal flush line to fail. 1) Failure to prevent unauthorized emissions. Specifically, due to the D-301C flash vessel becoming plugged with b. Within 45 days after the effective date polypropylene powder, unauthorized of this Agreed Order, submit written certification and include detailed emissions of 510.75 lbs of carbon supporting documentation including monoxide ("CO"), 64.52 lbs of nitrogen photographs, receipts, and/or other records oxide ("NOx"), and 714.8 lbs of volatile to demonstrate compliance with Ordering organic compounds ("VOCs") were Provisions a.i. through a.iii. released from the C Flare, emission point number 140, in the C Line Unit during an emissions event (Incident No. 91432) that occurred on May 18, 2007 and lasted seven hours. Since these emissions were avoidable and improperly reported, the demonstrations in 30 Tex. ADMIN. CODE § 101.222 necessary to present an affirmative defense were not met [30 Tex. ADMIN. CODE § 116.115(c), New Source Review Permit No. 5572B, Special Condition 1 and Tex. HEALTH & SAFETY CODE § 382.085(b)]. 2) Failure to submit the initial emissions event report for Incident No. 91432 within 24 hours after discovery of the event. Specifically, the report was required to be submitted by May 19, 2007 at 6:00 p.m., but was not submitted until May 21, 2007 at 2:45 p.m. [30 Tex. ADMIN. CODE § 101.201(a)(1)(B) and Tex. HEALTH & SAFETY CODE § 382.085(b)]. 3) Failure to submit additional information regarding Incident No. 91432 within the

established timeframe. Specifically, additional information was requested to be submitted by August 17, 2007 but no information has been submitted [30 Tex. ADMIN. CODE § 101.201(f) and TEX. HEALTH & SAFETY CODE § 382.085(b)]. 4) Failure to prevent unauthorized emissions. Specifically, due to excessive vibration of Pump P302A that caused the seal flush line to fail, unauthorized emissions of 111.23 lbs of CO, 14.36 lbs of NOx, and 156.13 of VOCs were released from the C Flare, emission point number 140, and 960 lbs of propylene were released from the P302 Seal Flush Line in the C Line Unit during an emissions event (Incident No. 91779) that occurred on May 29, 2007 and lasted one hour. Since these emissions were avoidable, the demonstrations in 30 Tex. ADMIN. CODE § 101.222 necessary to present an affirmative defense were not met [30 Tex. ADMIN. CODE § 116.115(c), New Source Review Permit No. 5572B, Special Condition 1 and Tex. HEALTH & SAFETY CODE § 382.085(b)].

Additional ID No(s).: HG0825G

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CEC DATES Assigned 13-Aug-2007 Screening 22-Aug-2007 EPA Duo 6-Mey-2008 RESPONDENT/FACILITY INFORMATION Respondent Sunction (Inc. (KSIM) Reg. Em. Ref. No. (RN10688328 Facility/Site Region (12-Houston Major/Minor Source Major RESPONDENT/FACILITY (INFORMATION Reg. Em. Ref. No. (RN10688328 Facility/Site Region (12-Houston Major/Minor Source Major REFORMATION Ref. (Scr. Reg. Em. Ref. No. (RN10688328 Facility/Site Region (12-Houston Major/Minor Source Major Enf. Case IN No. (SA479 SA479 SA479 SA479 SA479 SA479 Enf. Coordinator Tring Grieco Enf. Coordinator Tring Grieco Enf. Coordinator Tring Grieco Enf. Coordinator Tring Grieco Enf. Coordinator Tring Grieco Enf. Coordinator Tring Grieco Enf. Coordinator Tring Grieco Enf. Coordinator Tring Grieco Enf. Coordinator Tring Grieco Enf. Coordinator Tring Grieco Enf. Coordinator Tring Grieco Enf. Coordinator Tring Grieco Enf. Coordinator Tring Grieco Enf. Coordinator Tring Grieco Enf. Coordinator Tring Grieco Enf. Coordinator Enf. Coordinator Tring Grieco Enf. Coordinator Enf. Coordinato		Penalty Calculation	n Workshe	eet (PC	CW)	
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OTHER FACTORS AS JUSTICE MAY REQUIRE Reduces or enhances the Final Subtotal by the indicated percentage. (Enter number only; e.g30 for -30%.) Notes Final Penalty Amount \$20,400 STATUTORY LIMIT ADJUSTMENT Final Assessed Penalty \$20,400 DEFERRAL Reduces the Final Assessed Penalty by the indicted percentage. (Enter number only; e.g. 20 for 20% reduction.) Notes Deferral offered for expedited settlement.		<u></u>			:	
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Notes Final Penalty Amount \$20,400 STATUTORY LIMIT ADJUSTMENT STATUTORY LIMIT ADJUSTMENT DEFERRAL Reduces the Final Assessed Penalty by the indicted percentage. (Enter number only; e.g. 20 for 20% reduction.) Notes Deferral offered for expedited settlement.						
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DEFERRAL Reduces the Final Assessed Penalty by the indicted percentage. (Enter number only; e.g. 20 for 20% reduction.) Notes Deferral offered for expedited settlement.				Final Pen	alty Amount	\$20,400
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		nalty by the indicted percentage. (Enter number only;			i i i i i i i i i i i i i i i i i i i	
PAYABLE PENALTY \$16,320	Notes	Deferral offered for expedi	ted settlement.			
PAYABLE PENALTY \$16,320			· · · · · · · · · · · · · · · · · · ·			
	ΡΔΥΔΒΙ Ε ΡΕΝΔΙ ΤΥ					\$16,320

Screening Date 22-Aug-2007

Docket No. 2007-1365-AIR-E

PCW

Respondent Sunoco, Inc. (R&M)

Case ID No. 34479

Policy Revision 2 (September 2002) PCW Revision June 26, 2007

Reg. Ent. Reference No. RN102888328

Media [Statute] Air

Enf. Coordinator Trina Grieco

Compliance History Site Enhancement (Subtotal 2)

Compliance History Worksheet

		Total Adjustment Percentag	o (Cubtotala 1	2, 3, & 7) 1
	Compliance History Notes	Penalty enhancement due to eight NOVs issued for same or similar violations and three containing a denial of liability.	agreed orders	The second secon
omp	liance History	Summary		र्थ । अक्षेत्रकृतिह्यू प्राप्तः । भारत्रकृतिह्यू प्राप्तः
	Average Po	erformer Adjustment	Percentage (Sเ	ıbtotal 7) 🔃
omp	liance History	Person Classification (Subtotal 7)		
	No		Percentage (Si	ibtotai 3) [
epea	at Violator (Su			
	A Visibero /A.	The state of the s	i Groeinaye (ot	MUGIZ
		The state of the s	Percentage (Su	ıbtotal 2)
		Early compliance with, or offer of a product that meets future state or federal government environmental requirements	nt No	0%
		Participation in a voluntary pollution reduction program	No	0%
	Other	Voluntary on-site compliance assessments conducted by the executive director under special assistance program	a No	0%
		Environmental management systems in place for one year or more	No	0%
			ease Enter Yes or No	
		Disclosures of violations under the Texas Environmental, Health, and Safety Audit Privileg Act, 74th Legislature, 1995 (number of audits for which violations were disclosed)	e 0,	0%
	Audits	Letters notifying the executive director of an intended audit conducted under the Texa Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (number audits for which notices were submitted)		0%
	Emissions	Chronic excessive emissions events (number of events)	0,	0%
	Convictions	government Any criminal convictions of this state or the federal government (<i>number of counts</i>)	0	0%
	and Consent Decrees	Any adjudicated final court judgments and default judgments, or non-adjudicated final coujudgments or consent decrees without a denial of liability, of this state or the feder	rt al 0	0%
	Judgments	Any non-adjudicated final court judgments or consent decrees containing a denial of liabili of this state or the federal government (number of judgements or consent decrees meetin criteria)		0%
	Orders	Any adjudicated final enforcement orders, agreed final enforcement orders without a deni of liability, or default orders of this state or the federal government, or any final prohibito emergency orders issued by the commission		0%
		Any agreed final enforcement orders containing a denial of liability (number of order meeting criteria)	s 3	60%
		Other written NOVs		0%
	NOVs	Written NOVs with same or similar violations as those in the current enforcement actio (number of NOVs meeting criteria)	8	40%

>> Environmental, Property and Human Health Matrix Harm	Screenin	g Date 22-Aug-2007		Docket N	o. 2007-1365-AIR-E		PCW
Reg. Ent. Reference No. RN102888328 Media [Statute] Air Enf. Coordinator Trina Grieco Violation Number Rule Cite(s) 30 Tex. Admin. Code § 116.115(c), New Source Review Permit No. 5572E, Special Condition 1 and Tex. Health & Safety Code § 382.085(c) Failed to prevent unauthorized emissions. Specifically, due to the D-301C flash vessel becoming judged with polypropylene powder, unauthorized emissions of 510.75 bis of CO, 64.52 lbs of NOx, and 714.6 lbs of VOCs were released from the C Plane, emission point number 140, in the C. Line Unit during an emissions event (incident No. 91432) that occurred on May 18, 2007 and lasted seven hours. Since these emissions were avoidable and improperty reported, the demonstrations in 30 fex. Admin. Code § 101.222 necessary to present an affirmative defense were not met. **See Penalty** **Seprenamental** **Percent** **Release** **Major** **Moderate** **Major** **Moderate** **Major** **Moderate** **Modera	Respo	ondent Sunoco, Inc. ((R&M)			Policy Revision	2 (September 2002)
Media (Statute) Air Enf. Coordinator Trina Grisco Violation Number Rule Cite(s) 30 Tex. Admin. Code § 116.115(o), New Source Review Permit No. 5572B, Special Condition 1 and Tex. Health & Safety Code § 382.085(b) Failed to prevent unauthorized emissions. Specifically, due to the D-301C flash vessel becoming plugged with polypropylene powder, unauthorized emissions of \$10.75 lbs of CO, 64.52 lbs of Nox, and 714.8 lbs of VCOS were released from the C Flare, emission occurred on May 18, 2007 and lasted seven hours. Since these emissions were avoidable and improperty reported, the demonstrations in 30 Tex. Admin. Code § 101.222 necessary to present an affirmative defense were not met. **Base Penalty** **Senvironmental**, Property and Human Health Matrix** **Harm** Release** **Major** **Moderate** **Major** **Moderate** **Minor** **Percent** **O'% **Matrix** **Human health or the environment in the Houston-Galveston-Brazoria non attainment area has been exposed to 1,290.07 lbs of pollutants as a result of the violation. **Violation Events** **Notes** **Violation Events** **Violation Base Penalty** **Sp.000** **Sp.						PCW Re	vision June 26, 2007
Enf. Coordinator Trina Grieco Violation Number Rule Cite(s) 30 Tex. Admin. Code § 116.115(c), New Source Review Permit No. 5572B, Special Condition 1 and Tex. Health & Safety Code § 382.086(b) Failed to prevent unauthorized emissions. Specifically, due to the D-301C flash vessel becoming plugged with polypropylene powder, unauthorized emissions of \$10.75 lbs of CO, 64.52 lbs of NOx, and 714.6 lbs of VOCs were released from the C Flare, emission violation Description point number 140, in the C Line Unit during an emissions event (incident No. 91432) that occurred on May 18, 2007 and lasted seven hours. Since these emissions were avoidable and improperly reported, the demonstrations in 30 Tex. Admin. Code § 101.222 necessary to present an affirmative defense were not met. **Base Penalty** **Senvironmental**, Property and Human Health Matrix** **Harm** **Release** Major** Moderate** Minor** OR Actual X Percent 50% **Programmatic Matrix** Falsification Major Moderate Minor** Percent 0% **Matrix** **Human health or the environment in the Houston-Galveston-Brazoria non attainment area has been exposed to 1,290.07 lbs of pollutants as a result of the violation. **Secondary or the secondary of the violation days** **Violation Events** Violation Events** Violation Base Penalty \$5.000 **Seminanual annual			3				M2 A44 A44 A44 A44 A44 A44 A44 A44 A44 A4
Violation Number Rule Cite(s) 30 Tex. Admin. Code § 116.115(c), New Source Review Permit No. 5572B, Special Condition 1 and Tex. Health & Safety Code § 382.085(b) Failed to prevent unauthorized emissions. Specifically, due to the D-301C flash vessel becoming plugged with polypropylene powder, unauthorized emissions of \$10.75 lbs of CO, 64.52 lbs of Nox, and 714.8 lbs of VOSc were released from the C Flare, emission occurred on May 18, 2007 and lasted seven hours. Since these emissions were avoidable and improperly reported, the demonstrations in 30 Tex. Admin. Code § 101.222 necessary to present an affirmative defense were not met. **Senting** **Release** **Major** **Major** **Noterate** **Percent** **Percent** **Senting** **Percent** **OR** **Adjustment** **Adjustment** **Adjustment** **Sequence** **Adjustment** **Sequence** **Adjustment** **Sequence** **Adjustment** **Sequence** **Violation Events** **Number of Violation Events** **Invariance** **Adjustment** **Sequence** **Adjustment** **Sequence** **Violation Base Penalty** **Sequence** **Sequence** **Sequence** **Adjustment** **Sequence** **Sequence** **Sequence** **Adjustment** **Sequence** **Sequence** **Adjustment** **Sequence**		_					MAAAAA
Rule Cite(s) 30 Tex. Admin. Code § 116.115(c), New Source Review Permit No. 5572B, Special Condition 1 and Tex. Health & Safety Code § 382.085(b) Failed to prevent unauthorized emissions. Specifically, due to the D-301C flash vessel becoming plugged with polypropylene powder, unauthorized emissions of 510.75 lbs of CO, 64.52 lbs of NOx, and 714.8 lbs of VCOs were released from the C Flare, emission point number 140, in the C Line Unit during an emissions sevent (incleden No. 91432) that occurred on May 18, 2007 and lasted seven hours. Since these emissions were avoidable and improperly reported, the demonstrations in 30 Tex. Admin. Code § 101.222 necessary to present an affirmative defense were not met. **Base Penalty** **Servironmental, Property and Human Health Matrix** **Harm** **Release** **Major** **Moderate** **Mode							T AND A CHARLE
Condition 1 and Tex. Health & Safety Code § 382.085(b) Failed to prevent unauthorized emissions. Specifically, due to the D-301C flash vessel becoming plugged with polypropylene powder, unauthorized emissions of 510,75 lbs of CO, 64.52 lbs of NOx, and 714.8 lbs of VOGs were released from the C Flare, emission point number 140, in the C Line Unit during an emissions event (Incitent No. 91422) that occurred on May 18, 2007 and lasted seven hours. Since these emissions were avoidable and improperly reported, the demonstrations in 30 Tex. Admin. Code § 101.222 necessary to present an affirmative defense were not met. **Base Penalty** **Selease** Major** Moderate** Minor** **OR** Actua** X ** Percent **50% **Selease** Major** Moderate** Minor** **Percent **50% **Selease** Major** Moderate** Minor** **Percent **50% **Programmatic Matrix** Falsification **Major** Moderate** Minor** **Percent **50% **Matrix** Human health or the environment in the Houston-Galveston-Brazoria non attainment area has been exposed to 1,290.07 lbs of pollutants as a result of the violation. **Adjustment **\$5,000 **S5,000 **S6,000 **S		a: ()				1	BO (AT), Chapters
Decoming plugged with polypropylene powder, unauthorized emissions of \$10.75 lbs of CO, 84.52 lbs of NOx, and 714.8 lbs of VOCS were released from the Clare, emission point number 140, in the C Line Unit during an emissions event (Incident No. 91432) that occurred on May 18, 2007 and lasted severe hours. Since these emissions were avoidable and improperly reported, the demonstrations in 30 Tex. Admin. Code § 101.222 necessary to present an affirmative defense were not met. Base Penalty	Ruie	30 Tex. Ad				B, Special	
>> Environmental, Property and Human Health Matrix Harm Release Major Moderate Minor Actual X Percent 50% >> Programmatic Matrix Falsification Major Moderate Minor Percent 0% Human health or the environment in the Houston-Galveston-Brazoria non attainment area has been exposed to 1,290.07 lbs of pollutants as a result of the violation. Adjustment \$5,000	Violation Des	becoming pluco, 64.52 lb. ccription point number occurred avoidable	ugged with polyprops of NOx, and 714.8 140, in the C Line l on May 18, 2007 an and improperly rep	oylene powder, unau B lbs of VOCs were Unit during an emiss and lasted seven hou corted, the demonst	uthorized emissions of 5 released from the C Fla sions event (Incident Nours. Since these emissionations in 30 Tex. Admir	510.75 lbs of lire, emission o. 91432) that ons were n. Code §	
Release Major Moderate Minor Actual X Potential X Percent 50% >>Programmatic Matrix Falsification Major Moderate Minor Falsification Major Moderate Minor Falsification Major Moderate Minor Percent 0% Matrix Notes Adjustment area has been exposed to 1,290.07 lbs of pollutants as a result of the violation. \$\text{Adjustment} \times 55,000\$ \$\text{\$5}\$ Violation Events Number of Violation Events 1 Number of violation days ### With an x ### Violation Base Penalty \$\text{\$5}\$					E	Base Penalty	\$10,000
Release Major Moderate Minor Actual X Percent 50% >>Programmatic Matrix Falsification Major Moderate Minor Falsification Major Moderate Minor Percent 0% Matrix Notes Human health or the environment in the Houston-Galveston-Brazoria non attainment area has been exposed to 1,290.07 lbs of pollutants as a result of the violation. \$5,000\$ Violation Events Number of Violation Events 1 Number of violation days ### With an x and a mark only one quarterly semiannual annual single event 50% ***Semiannual annual single event 50% ***Programmatic Matrix Percent 50% ***Adjustment \$5,000 ***Special Special Sp	>> Environmental, Pro	perty and Human	Health Matrix		The second secon		
OR Actual X Potential Percent 50% >>Programmatic Matrix Falsification Major Moderate Minor Fercent 0% Matrix Human health or the environment in the Houston-Galveston-Brazoria non attainment area has been exposed to 1,290.07 lbs of pollutants as a result of the violation. Adjustment \$5,000 \$55. Violation Events Number of Violation Events 1 1 Number of violation days daily Monthly X quarterly Semiannual annual single event 55%	And the second		Harm	visionalities (k. e.			
Potential Percent 50% >>Programmatic Matrix Falsification Major Moderate Minor Percent 0% Matrix Notes Human health or the environment in the Houston-Galveston-Brazoria non attainment area has been exposed to 1,290.07 lbs of pollutants as a result of the violation. Adjustment \$5,000 \$55. Violation Events Number of Violation Events 1 1 Number of violation days daily monthly x quarterly semiannual annual single event \$55.	2000 to 2000 to 2000 THE			<u>linor</u>			
>>Programmatic Matrix Falsification Major Moderate Minor Percent 0% Matrix Notes Human health or the environment in the Houston-Galveston-Brazoria non attainment area has been exposed to 1,290.07 lbs of pollutants as a result of the violation. **Adjustment** **Adjustment** **Sp.000** **Violation Events** Number of Violation Events** **Invariant Control of Violation Events** **Violation Base Penalty** **Sp.000** **Sp.000		L	X		Percent 50	0/0	
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Violation Events Number of Violation Events 1 1 Number of violation days daily monthly x quarterly semiannual annual single event 1 Violation Base Penalty \$5						ea has been	
Violation Events Number of Violation Events 1	INOTES	exposed	1 to 1,290.07 ibs of	polititants as a resu	it of the violation.		
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Violation Events Number of Violation Events 1	SIAL Sent Higher	and the second second		g geografia et a	Adjustment	\$5,000	
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mark only one with an x daily monthly x quarterly semiannual annual single event Violation Base Penalty \$5	.,				Nhambar of violeties	dava	
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mark only one with an x quarterly semiannual annual single event Violation Base Penalty \$5		l dailv					
with an x semiannual annual single event		20 000 F 600 F 70 F 1 F 1 F 1 F 1 F 1 F 1 F 1 F 1 F 1 F	x				
annual single event	mari				Violation I	Base Penalty	\$5,000
single event	W	rith an x semiannual					
One monthly event is recommended.		single event					
One monthly event is recommended.							
			One monthly	event is recommen	ded.		
Economic Benefit (EB) for this violation Statutory Limit Test	Economic Benefit (EE	3) for this violation			Statutory Limit	Test	
Estimated EB Amount \$87 Violation Final Penalty Total \$10		Estimated ED America	[\$97	Violation Final	Penalty Total	\$10,000
Estimated EB Amount \$87 Violation Final Penalty Total \$10	! !	Esumateu EB Amount	·L	Φ01	Violation Fillati	Charty Total	Ψ10,000
This violation Final Assessed Penalty (adjusted for limits) \$10			This	violation Final Ass	sessed Penalty (adjust	ed for limits)	\$10,000

	G-/i⊬A-öüs/ E	conomic E	Benefit W	orks	sheet	is molt i points	
Respondent	Sunoco, Inc. (R	t&M)				Allen and Alexander	
Case ID No.	34479						
Reg. Ent. Reference No.	RN102888328						
Media							Years of
Violation No.					•	Percent Interest	Depreciation
Violation ivo.					- 12 (2.22 (1995) 1 (1971)	5.0	. //!:::::::::::::::::::::::::::::::::::
					. Profesional	Immenium management to	-property of the second
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Item Description	No commas or \$	- Managarthograf	aj denis dibinis		14" (Complete Complete Complet	Total Secretary and and a second	
		SELECTION OF THE SELECT	en allegaria e en el engal de en	ta da la composición de la composición del composición de la compo	C. Settle as an income of		
Delayed Costs		lobrus yr i a fair a gaellad			1.6		
Equipment				0.0	\$0	\$0	\$0
Buildings	le de la companie de			0,0	\$0	\$0	\$0
Other (as needed)	To rotate Pitte Albi bul			0.0	\$0	\$0	\$0
Engineering/construction			بالمناف المناف المناف المناف	0.0	\$0	2015 \$ 0	\$0
Land				0.0	at no te \$0 and	n/a	\$0
Record Keeping System	Tage with the factor		ta residute (111	0.0	in the cit \$0 in the	n/a	\$0
Training/Sampling	1.4		i santingpy pick	0.0	ectroi\$0	n/a	\$0
Remediation/Disposal		La constitución de	لمتنا فيلامه أروشي والعواد شريدا	0,0	\$0	n/a	\$0
Permit Costs		The state of the s		0.0	\$0	n/a	\$0
Other (as needed)	\$2,000	18-May-2007	1-Apr-2008	0.9	\$87	n/a	\$87
Notes for DELAYED costs Avoided Costs	plugged with	polypropylene powe	der. Date require actions are p	ed is the rojected	date of the release to be complete.	D-301C flash vessel a. Final date is the d one-time avoided c	late corrective
Disposal	A INI		u costa perore e	0.0	\$0	1 \$0 I	\$0
Personnel	<u> </u>	1.68	<u> </u>	0.0	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.0	\$0	\$0	\$0
Supplies/equipment				0.0	\$0	\$0	\$0
Financial Assurance [2]				0.0	\$0	\$0	\$0
ONE-TIME avoided costs [3]				0.0	\$0	\$0	\$0
Other (as needed)	<u> </u>			0.0	\$0	\$0	\$0
Other (as needed)		فالتعيين يتهين عيناك		<u>.jj 0.0 </u>	Limited Policy	. Ι	ΨΟ
	man sa sa Parada	Regularly of the gard	and the state of the				
Notes for AVOIDED costs.	an and the	Salar Salaring	a ipi banabarti	gian dies			
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<u> </u>							· · · · · · · · · · · · · · · · · · ·
Approx. Cost of Compliance		\$2,000			TOTAL		\$87
Approx. Cost of Compilation	L	Ψ2,000				<u> </u>	ΨΟ1

Screening Date	22-Aug-2007 Docket No. 2007-1365-AIR-E	PCW
Respondent	Sunoco, Inc. (R&M)	Revision 2 (September 2002)
Case ID No.	34479	PCW Revision June 26, 2007
Reg. Ent. Reference No.	RN102888328	
Media [Statute]		
Enf. Coordinator	Trina Grieco	
Violation Number	2	-1
Rule Cite(s)	30 Tex. Admin. Code § 101.201(a)(1)(B) and Tex. Health & Safety Code § 382.085(b)	
Violation Description	Failed to submit the initial emissions event report for Incident No. 91432 within 24 hours after discovery of the event. Specifically, the report was required to be submitted by May 19, 2007 at 6:00 p.m., but was not submitted until May 21, 2007 at 2:45 p.m.	,
	Base Penalty	\$10,000
>> Environmental, Property a	and Human Health Matrix	
>> Environmental, i roperty	Harm	
Release		
OR Actua	<u> </u>	
Potentia	Percent 0%	
>>Programmatic Matrix		
Falsification	Major Moderate Minor	
	X Percent 1%	
A STATE OF THE STA		=1
Matrix Notes	At least 70% of the rule requirements were met.	
	Adjustment \$9,90	
		\$100
		Ψίου
Violation Events		·
'Number of Vi	olation Events 1 2 Number of violation days	
	daily	
	monthly	
mark only one	quarterly Violation Base Penalt	y \$100
with an x	semiannual	
	annual	
	single event x	
		1
	One single event is recommended.	
Economic Benefit (EB) for the	is violation Statutory Limit Test	
Estimate	d EB Amount \$9 Violation Final Penalty Tota	\$200
	This violation Final Assessed Penalty (adjusted for limits	\$200
	inis violation fillal Assessed Ferlaty (adjusted for infile	71

Reg. Ent. Reference No. Media						gregorium negazinteljanski prisite dreja iznaneljanski prisiteljanski prisiteljanski prisiteljanski prisitelja	Years of
Violation No.						Percent Interest	Depreciation
Violation						5.0	1:
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
e plant tille) a la la constant	Officially Costs	LD Amount
Item Description							
Delayed Costs						, <u> </u>	
Equipment	411.45.3	day Sala Magazi	انتا من گامیان دیا ایکا	0.0	\$0	\$0 \$0	\$0 \$0
Bulldings	Landing to the Committee of	at is a second and at the		0.0	\$0 \$0	\$0 \$0	\$0 \$0
Other (as needed)	Estate de la Estate	ur trouge l'établisse	Topografia vistadini bili salestangui Pomos pomos salestangui	0.0	\$0	\$0 \$0	\$0
Engineering/construction Land	. 100,000,000			0.0	\$0	n/a	\$0
Record Keeping System				0.0	\$0	n/a	\$0
Training/Sampling	\$200	19-May-2007	1-Apr-2008	0.9	\$9	n/a	\$9
Remediation/Disposal				0.0	\$0	n/a	\$0
Permit Costs		and analogy is status		0.0	\$0	n/a	\$0
Other (as needed)		The state of the s	A Milania succession	0.0	\$0	n/a	\$0
						el submit emisssions	
Notes for DELAYED costs Avoided Costs	within required	timeframes. Date	e required is the da corrective actions a	ite the e ire proje	missions event rep cted to be comple	ort was due. Final	date is the date
Notes for DELAYED costs Avoided Costs Disposal	within required	timeframes. Date	e required is the da corrective actions a	ite the e ire proje	missions event rep cted to be comple	ort was due. Final e ed.	date is the date
Avoided Costs	within required	timeframes. Date	e required is the da corrective actions a	ite the e ire proje intering	missions event reported to be completed to be	oort was due. Final ded. one-time avoided c \$0 \$0	osts) \$0
Avoided Costs	within required	timeframes. Date	e required is the da corrective actions a	ntering 0.0 0.0 0.0	missions event reported to be completed to be completed to be completed tem (except for \$0 \$0 \$0	one-time avoided c \$0 \$0 \$0	osts) \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment	within required	timeframes. Date	e required is the da corrective actions a	ntering 0.0 0.0 0.0 0.0	missions event rected to be comple item (except for \$0 \$0 \$0 \$0	ort was due. Final ded. one-time avoided c \$0 \$0 \$0 \$0 \$0	osts) \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2]	within required	timeframes. Date	e required is the da corrective actions a	ntering 0.0 0.0 0.0 0.0 0.0 0.0	missions event rected to be comple item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	oort was due. Final ded. one-time avoided c \$0 \$0 \$0 \$0 \$0	osts) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	within required	timeframes. Date	e required is the da corrective actions a	ntering 0.0 0.	missions event rected to be comple item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	ort was due. Final ded. one-time avoided c \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	osts) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2]	within required	timeframes. Date	e required is the da corrective actions a	ntering 0.0 0.0 0.0 0.0 0.0 0.0	missions event rected to be comple item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	oort was due. Final ded. one-time avoided c \$0 \$0 \$0 \$0 \$0	osts) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$

Screening Date	22-Aug-2007	Docket No. 2007-1365-AIR-E	PCW
Respondent	Sunoco, Inc. (R&M)	Policy Re	vision 2 (September 2002)
Case ID No.	34479	PC	W Revision June 26, 2007
Reg. Ent. Reference No.	RN102888328		1000
Media [Statute]	Air		10.000
Enf. Coordinator	p		
Violation Number			
Rule Cite(s)	30 Tex. Admin.	Code § 101.201(f) and Tex. Health & Safety Code § 382.085(b)	
Violation Description	established time	it additional information regarding Incident No. 91432 within the eframe. Specifically, additional information was requested to be by August 17, 2007 but no information has been submitted.	
		Base Penalty	\$10,000
>> Environmental, Property a Release OR Actua Potentia	Ha e Major Mod	h Matrix ırm erate Minor Percent 0%	
>>Programmatic Matrix Falsification	Major Mod	erate Minor X Percent 1%	
Matrix Notes	At leas	st 70% of the rule requirements were met.	
	garaga ang ang ang ang ang ang ang ang ang	Adjustment \$9,900	***************************************
d			\$100
Violation Events			
District Control of the Control of t	iolation Events	1 13 Number of violation days	
mark only one	daily monthly quarterly	Violation Base Penalty	\$100
with an x	semiannual annual single event	x	
		One single event is recommended.	
Economic Benefit (EB) for the	nis violation	Statutory Limit Test	
Estimate	ed EB Amount	\$84 Violation Final Penalty Total	\$200
		This violation Final Assessed Penalty (adjusted for limits)	\$200
명이 되는 그렇게 되고를 반납하면 이 화가를		k (1885) - 1 - 1200 - 1200 - 1200 - 1200 - 1200 - 1200 - 1200 - 1200 - 1200 - 1200 - 1200 - 1200 - 1200 - 1200	

) sida sangka E	conomic	Benefit W	orks	heet	Nisabawa kenakingana	ka a D
Respondent	Sunoco, Inc. (R	&M)				an Culto debas revalado e seas novo. Primar la compania de la compania d	
Case ID No.	34479				Λ.,	and the State of	
Reg. Ent. Reference No.	RN102888328				1.6	100	
Media					1.2 JAN 1944	Percent Interest	Years of
Violation No.	3					1	Depreciation
					771	5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
. New Section (Market						Chethine Gosta	LD Amount
Item Description	No commas or \$		lenes (mi 425 chilone		AMANAN YATE OF E	ti ali di si si kababatan	
					enan Sarta de la companya de la comp		
Delayed Costs		1912 1912 1913 1914 1915 19			B1037 5 15	<u>Valeteka walitz</u>	1.10
Equipment	34 111 32 32 47 (48)	AND A STATE OF THE	302-221-221	0.0	\$0	\$0	\$0
Buildings	action state (100)	grangent, that is	S. Mariana in the Committee of the Commi	0.0	\$0	\$431.\$0	\$0
Other (as needed)	411 also 361			0,0	\$0	\$0	\$0
Engineering/construction		The second	The state of the s	0.0	\$0	\$0	\$0
Land				0.0	\$0	n/a	\$0
Record Keeping System				0.0	\$0	n/a	\$0
Training/Sampling	\$200	17-Aug-2007	1-Apr-2008	0.6	\$6	n/a	\$6
Remediation/Disposal				0.0	\$0	n/a	\$0
Permit Costs				0.0	\$0	n/a	11 \$ 0 1
Other (as needed)		and an analysis of the		0.0	\$0	n/a	\$0
Notes for DELAYED costs	additional in	nformation. Date	required is the date corrective actions	e the add are proje	litional information cted to be comple	in it	e is the date
Avoided Costs	ANN	IUALIZE [1] avoid	led costs before o	200000000000000000000000000000000000000		one-time avoided o	
Disposal				0.0	\$0	\$0	\$0
Personnel				0,0	\$0	\$0	\$0
Inspection/Reporting/Sampling				0,0	\$0	\$0	\$0
Supplies/equipment			in the subsection of the second	0.0	\$0	\$0	\$0
Financial Assurance [2]				0,0	\$0	\$0	\$0
ONE-TIME avoided costs [3]	0.12 1.30 2.30			0,0	\$0	\$0	\$0
Other (as needed)				0.0	\$0	\$0	\$0
Notes for AVOIDED costs							
Į.	<u> Programa e establica de la c</u>	<u> </u>	and the second s		ana da mirror da la composición de la composición del la composición de la composic		

and the security for

Scree	ening Date 22-Aug-2007	Do	cket No. 2007-1365-AIR-E	PCW
Re Re	espondent Sunoco, Inc. (R&M)	. P	olicy Revision 2 (September 2002)
C	ase ID No. 34479			PCW Revision June 26, 2007
Reg. Ent. Refe	erence No. RN102888328	3		
Medi	a [Statute] Air			
Enf. C	oordinator Trina Grieco			
Viola	tion Number 4			HATTA HART
	Rule Cite(s) 30 Tex. Ad	min. Code § 116.115(c), New 5	Source Review Permit No. 5572B, Spec	ial
		Condition 1 and Tex. Health		
Violation	Pump P302A of CO, 14.36 point number Line in the C May 29,	that caused the seal flush line lbs of NOx, and 156.13 of VOC er 140, and 960 lbs of propylen Line Unit during an emissions 2007 and lasted one hour. Sin	Specifically, due to excessive vibration to fail, unauthorized emissions of 111.2 cs were released from the C Flare, emise were released from the P302 Seal Fluevent (Incident No. 91779) that occurre ce these emissions were avoidable, the 01.222 necessary to present an affirmation of met.	3 lbs ssion ush d on
			Base Pe	nalty \$10,000
>> Environmental.	Property and Human	Health Matrix		AND COLOR
		Harm	* 1,250 (1,27) (1,53);	
	Release Major	Moderate Minor		
OR	Actual	X	_ , , , , , , , , , , , , , , , , , , ,	
	Potential		Percent 50%	
>> Drogrammatia N				
>>Programmatic N	watnx Falsification Major	Moderate Minor		
	1 alsilication Major	Woderate	Percent 0%	
	<u> </u>			
Matrix Notes		onment in the Houston-Galves I to 1,241.72 lbs of pollutants a		
			Adjustment \$	5,000
				\$5,000
Violation Events	Section (Section 2)			
	1			
	Number of Violation Events		1 Number of violation days	
	daily monthly			
	mark only one quarterly	L X	Violation Base Pe	nalty \$5,000
	with an x semiannual		,	
	annual			
	single event			
1				
		One monthly event is rec	ommended.	
	L			
Economic Benefit	(EB) for this violation		Statutory Limit Test	
	Estimated EB Amount	\$6	Violation Final Penalty	Total \$10,000
				£40.000
		This violation Fi	inal Assessed Penalty (adjusted for li	mits) \$10,000

(2) 「最後ない」、イン・・・・・・・・・・・・・・・・・・・・・・・・・・・・・・・・・・・・	- 1	conomic	Benefit W	orks	sheet	all har digital digita	
Respondent	Sunoco, Inc. (R	.&M)	earth of the same and the settled			and the second of the second	
Case ID No							
Reg. Ent. Reference No.							
Nedia						adribication	Years of
Violation No						Percent Interest	Depreciation
violation No	4		nero Politica de				Challe Stand
						5.0	1:
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Item Description	No commas or \$		arsing bar (Saff)				
, eg.n = Yn, == datar cjo+ * Yn yn	THE CONTRACTOR OF THE CASE OF STREET	Ergen, or the large of the second are a					
Delayed Costs			Vinional activities			Al in a contract	
Equipment	e e e e e e e e e e e e e e e e e e e		ate ates is the second	0,0	\$0	\$0	\$0
Buildings				0,0	\$0	\$0	\$0
Other (as needed)	Providence space			0.0	\$0	\$0	\$0
Engineering/construction	. Company			0.0	\$0	\$0	\$0
Land				0.0	\$0 130-411	n/a	\$0
Record Keeping System		الويك والمتالية	المراجعة الألبادة	0.0	\$0,554	n/a	\$0
Training/Sampling		Commence of the Commence of th	Salateria is galares dall	0,0	\$0	n/a	\$0
Remediation/Disposal				0,0	\$0	n/a	\$0
Permit Costs		and the state of t	4.4.0000	0.0	\$0 \$84	n/a n/a	\$0 \$84
Other (as needed)	\$2,000	29-May-2007	1-Apr-2008	0.8	004	17/4	Ψ04
Notes for DELAYED costs	seal flush line	to fail. Date requir	ed based on the d	ate of the	e release. Final da	on of Pump P302A tate is the date correct	ctive actions are
STATE OF THE STATE	seal flush line	to fail. Date requir	ed based on the d projecte	ate of the	e release. Final da completed.	ate is the date correc	ctive actions are
Avoided Costs	seal flush line	to fail. Date requir	ed based on the d projecte	ate of the d to be d entering	e release. Final da completed. Item (except for	one-time avoided c	osts)
Avoided Costs	seal flush line	to fail. Date requir	ed based on the d projecte	ete of the d to be d entering	e release. Final da completed. item (except for \$0	ate is the date correc	ctive actions are
Avoided Costs Disposal Personnel	seal flush line	to fail. Date requir	ed based on the d projecte	ate of the d to be d entering	e release. Final da completed. Item (except for	one-time avoided o	osts)
Avoided Costs	seal flush line	to fail. Date requir	ed based on the d projecte	entering 0.0 0.0	e release. Final decompleted: item (except for \$0 \$0 \$0 \$0 \$0	one-time avoided c	osts) \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling	seal flush line	to fail. Date requir	ed based on the d projecte	entering 0.0 0.0 0.0 0.0 0.0 0.0 0.0	e release. Final decompleted: item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	one-time avoided o	osts) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment	seal flush line	to fail. Date requir	ed based on the d projecte	entering 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0	e release. Final decompleted: iftem (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	one-time avoided of \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	osts) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2]	seal flush line	to fail. Date requir	ed based on the d projecte	entering 0.0 0.0 0.0 0.0 0.0 0.0 0.0	e release. Final decompleted: item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	one-time avoided o	osts) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	seal flush line	to fail. Date requir	ed based on the d projecte	entering 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0	e release. Final decompleted: iftem (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	one-time avoided of \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	osts) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)	seal flush line	to fail. Date requir	ed based on the d projecte	entering 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0	e release. Final decompleted: iftem (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	one-time avoided of \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	osts) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	seal flush line	to fail. Date requir	ed based on the d projecte	entering 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0	e release. Final decompleted: iftem (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	one-time avoided of \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	osts) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)	seal flush line	to fail. Date requir	ed based on the d projecte	entering 0.0 0.0 0.0 0.0 0.0	e release. Final decompleted: item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	one-time avoided of \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	osts) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)	seal flush line	to fail. Date requir	ed based on the d projecte led costs before e	entering 0.0 0.0 0.0 0.0 0.0	e release. Final decompleted: item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	one-time avoided of \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	osts) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)	seal flush line	to fail. Date requir	ed based on the d projecte led costs before e	entering 0.0 0.0 0.0 0.0 0.0	e release. Final decompleted: item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	one-time avoided of \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	osts) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0

Compliance History

Customer/Respondent/Owner-Operator:	CN601179914	Sunoco, Inc. (R&M)		Classification: AVERAGE	Rating: 4.35
Regulated Entity:	RN102888328	SUNOCO R&M LA PORTE	PLANT	Classification: AVERAGE	Site Rating: 4.91
ID Number(s):	PUBLIC WATER	SYSTEM/SUPPLY	REGISTRA	TION	1011175
		D HAZARDOUS WASTE	EPA ID		TXD098200637
	GENERATION	D LIA ZA DDOLIC WA CTE	COLID WA	TE DECICEDATION #	04040
	GENERATION	D HAZARDOUS WASTE	(SWR)	STE REGISTRATION #	31010
	AIR OPERATING	PERMITS	ACCOUNT	NUMBER	HG0825G
	AIR OPERATING		PERMIT	TO ME LINE	1424
	AIR NEW SOUR		PERMIT		5572B
	AIR NEW SOUR		PERMIT	•	53042
	AIR NEW SOUR	CE PERMITS	PERMIT		5572C
	AIR NEW SOUR	CE PERMITS	PERMIT		40591
	AIR NEW SOUR	CE PERMITS	PERMIT		41949
	AIR NEW SOUR	CE PERMITS	ACCOUNT	NUMBER	HG0825G
	AIR NEW SOUR	CE PERMITS	AFS NUM		4820100485
	AIR NEW SOUR	CE PERMITS	REGISTRA	TION	70549
	AIR NEW SOUR	CE PERMITS	PERMIT		54401
	AIR NEW SOUR	CE PERMITS	REGISTRA	TION	81336
	WATER LICENS	ING	LICENSE		1011175
	PETROLEUM ST REGISTRATION	ORAGE TANK	REGISTRA	TION	24175
	IHW CORRECTI	VE ACTION	SOLID WAS (SWR)	STE REGISTRATION #	. 31010
Location:	8811 STRANG R	D, LA PORTE, TX, 77572		Rating Date: September 01	06 Repeat Violator:
TCEQ Region:	REGION 12 - HO	USTON			
Date Compliance History Prepared:	August 15, 2007				
Agency Decision Requiring Compliance History:	Enforcement				
Compliance Period:	August 15, 2002	to August 15, 2007			
TCEQ Staff Member to Contact for Additional Information	mation Regarding this	Compliance History			
Name: Trina Grieco	Ph	none: (210) 403-4006			
-				·	
	Site	Compliance History Comp	onents		
1. Has the site been in existence and/or operation	for the full five year co	ompliance period?	Yes		
2. Has there been a (known) change in ownership	of the site during the	compliance period?	No		
3. If Yes, who is the current owner?			NI/A		
4 if Van who was word the prior owner(s)?			N/A		<u> </u>
4. if Yes, who was/were the prior owner(s)?			N/A		
5. When did the change(s) in ownership occur?			N/A		<u> </u>
Components (Multimedia) for the Site :					

Final Enforcement Orders, court judgements, and consent decrees of the state of Texas and the federal government.

Effective Date: 03/05/2004

ADMINORDER 2003-0177-AIR-E

Classification: Minor

Citation:

30 TAC Chapter 101, SubChapter A 101.20(1)

30 TAC Chapter 115, SubChapter D 115.352(2)

40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-10(g)(1) 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-7(d)(2) 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-8(c)(2)

40 CFR Part 60, Subpart DDD 60.562-2(a) 5C THC Chapter 382, SubChapter A 382.085(b)

Description: Failed to make the first attempt to repair leaking components with tag numbers 70628.02,

70005, 70037, 71814, and 70007 within five calendar days after the leak was discovered.

Classification: Minor

Citation: 30 TAC Chapter 111, SubChapter A 111.111(a)(4)(A)(ii)

5C THC Chapter 382, SubChapter A 382.085(b)

Description: Failure to document daily flare observation for EPNs Flare-1 and Flare-2, including the time

of day and whether or ot the flare was smoking.

Classification: Minor

Citation:

30 TAC Chapter 116, SubChapter B 116.115(c)

5C THC Chapter 382, SubChapter A 382,085(b)

SC3 PERMIT Rqmt Prov:

Description: Failed to meet the combined emission limit of 23.2 lbs. of VOCs per million lbs. of polypropylene for EPNs 113 and 114, by emitting 39 lbs of VOCs per million lbs. of polypropylene from

EPNs 113 and 114 on July 15, 2002.

Classification: Minor

Citation:

30 TAC Chapter 116, SubChapter B 116.115(c)

5C THC Chapter 382, SubChapter A 382.085(b)

Ramt Prov

Special Condition Nos. 22(e)(1) and (4) PERMIT

Description: Failed to record in the sample result records for EPNs 113 and 114 the time that each VOC

sample was taken and the total VOCs emitted to the atmosphere.

Classification: Minor

Citation:

30 TAC Chapter 116, SubChapter B 116.110(a)(4)

5C THC Chapter 382, SubChapter A 382.0518(a) 5C THC Chapter 382, SubChapter A 382.085(b)

Description: Failed to obtain a permit or permit-by-rule for dry abrasive cleaning operations at the plant.

Classification: Minor

Citation:

30 TAC Chapter 101, SubChapter A 101,20(1)

40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60,486(c)(5)

5C THC Chapter 382, SubChapter A 382,085(b)

Description: Failed to document the reason for delay of repair for leaking fugitive components not repaired within fifteen days.

Classification: Minor

Citation:

30 TAC Chapter 101, SubChapter A 101.20(1)

40 CFR Part 60, Subpart Db 60.49b(a)(1) 40 CFR Part 60, Subpart Db 60.49b(a)(2) 40 CFR Part 60, Subpart Db 60.49b(a)(3)

40 CFR Part 60, Subpart Db 60.49b(a)(4)

5C THC Chapter 382, SubChapter A 382.085(b)

Description: Failed to submit a complete initial start-up notification for C-Boiler (EPN-120) by October 9,

1999.

Classification: Minor

Citation:

30 TAC Chapter 101, SubChapter A 101.20(1) 30 TAC Chapter 116, SubChapter B 116.115(c)

40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.13(a)

40 CFR Part 60, Subpart Db 60.48b(e)

5C THC Chapter 382, SubChapter A 382.085(b)

Special Condition 20(B) PERMIT Ramt Prov:

Description: Failed to use a certified nitric oxide gas cylinder during the February 27, 2002 cylinder gas

audit.

Classification: Minor

Citation:

30 TAC Chapter 101, SubChapter A 101.20(1)

40 CFR Chapter 60, SubChapter C, PT 60, SubPT DDD 60.564(d)

5C THC Chapter 382, SubChapter A 382.085(b)

Description: Failed to conduct testing of the emissions from EPN 110 to determine compliance with the

individual stream exemptions.

Effective Date: 10/24/2005

ADMINORDER 2005-0188-AIR-E

Classification: Moderate

Citation:

30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)

5C THC Chapter 382, SubChapter A 382.085(b) TCEQ Air Permit No. 5572B, SC #1 PERMIT

Ramt Prov:

Description: Failed to limit emissions from the C-flare (EPN 140) in the C-Line Unit to those authorized

by the permit.

Effective Date: 07/14/2006

ADMINORDER 2005-0794-AIR-E

Classification: Minor

Citation:

30 TAC Chapter 101, SubChapter F 101.211(a)

5C THC Chapter 382, SubChapter D 382.085(b)

Description: Failed to submit an emissions event report for the exceedance of the estimated emissions as a result of a scheduled startup activity.

Classification: Moderate

Citation:

30 TAC Chapter 116, SubChapter B 116.115(c)

5C THC Chapter 382, SubChapter A 382.085(b)

TCEQ Air Permit #5572B, SC#1 PERMIT Ramt Prov:

Description: Sunoco failed to submit an emissions event report for the exceedance of the estimated

emissions as a result of a scheduled startup activity.

B. Any criminal convictions of the state of Texas and the federal government.

N/A

C. Chronic excessive emissions events.

N/A

D. The approval dates of investigations. (CCEDS Inv. Track. No.)

1 12/03/2002 (16467)2 01/08/2003 (9670)3 07/13/2003 (35184)4 08/29/2003 (119531)12/17/2003 (252763) 6 12/17/2003 (252730)7, 03/17/2004 (260854)8 05/17/2004 (251876)9 06/22/2004 (266994)10 06/22/2004 (266995)11 08/23/2004 (265841)12 08/28/2004 (266466)08/28/2004 (267569)13 08/28/2004 (265810) 14 15 08/29/2004 (265566)16 08/31/2004 (290571)17 09/01/2004 (279190)10/22/2004 18 (337799)10/25/2004 19 (291973)20 11/11/2004 (290630)21 12/20/2004 (343600) 22 01/07/2005 (339390) 23 01/18/2005 (336630)24 02/11/2005 (336628)25 04/18/2005 (373760)26 05/02/2005 (375166)27 05/04/2005 (378176) 28 05/06/2005 (379885)29 07/13/2005 (399795)30 07/13/2005 (399616)31 07/27/2005 (401628) 32 07/27/2005 (401452)33 07/27/2005 (400065)34 08/10/2005 (404050)35 08/24/2005 (404759)36 08/25/2005 (405746)08/29/2005 (405386)37 11/28/2005 (431292)39 02/10/2006 (453301)40 02/21/2006 (453967)41 02/23/2006 (455885) 42 02/25/2006 (456917)02/28/2006 (456491) 44 02/28/2006 (457028)45 02/28/2006 (457168)46 04/11/2006 (457719)47 04/28/2006 (463982)48 05/26/2006 (461009) 49 06/06/2006 (467462) 50 07/10/2006 (466004)51 07/10/2006 (483608)52 07/14/2006 (484670)53 07/31/2006 (456185) 54 08/04/2006 (380088)55 08/18/2006 (509314)(489141) 56 09/01/2006 57 09/11/2006 (511595)09/18/2006 (511640)58 59 09/19/2006 (512017)

60

09/21/2006

(512001)

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61 10/11/2006
                         (467414)
    62
         10/31/2006
                         (516691)
    63
         02/26/2007
                         (537781)
    64
        03/21/2007
                         (540253)
        04/11/2007
     65
                         (555880)
    66 08/03/2007
                         (570285)
    67
         08/10/2007
                         (570396)
    68
         08/10/2007
                         (570893)
         08/14/2007
                         (568525)
    69
Written notices of violations (NOV). (CCEDS Inv. Track. No.)
      Date: 08/29/2003
                               (119531)
      Self Report?
                      ·NO
                                                                                 Classification:
                                                                                                   Moderate
      Citation:
                          30 TAC Chapter 116, SubChapter B 116.115(c)
      Description:
                          Failure to control unauthorized emissions from the Hexane and Propylene
                          Distillation Unit during an emissions event.
      Date: 08/23/2004
                               (265841)
      Self Report?
                                                                                 Classification:
                                                                                                   Moderate
      Citation:
                          30 TAC Chapter 101, SubChapter F 101.211(c)
                          30 TAC Chapter 116, SubChapter B 116.115(c)
                          5C THC Chapter 382, SubChapter A 382.085(b)
      Rqmt Prov:
                          PERMIT TCEQ Air Permit No. 5572B, SC #1
      Description:
                          Failed to submit a copy of a final record for a scheduled maintenance activity.
      Date: 08/28/2004
                               (267569)
      Self Report?
                                                                                 Classification:
                                                                                                   Moderate
                          30 TAC Chapter 101, SubChapter F 101.211(a)
      Citation:
                          30 TAC Chapter 116, SubChapter B 116.115(c)
                          5C THC Chapter 382, SubChapter A 382.085(b)
      Rqmt Prov:
                          PERMIT TCEQ Air Permit No. 5572B, SC #1
      Description:
                          Sunoco failed to report an emissions event.
      Date: 07/27/2005
                               (400065)
                                                                                 Classification:
      Self Report?
                       NO
                                                                                                   Moderate
      Citation:
                          30 TAC Chapter 116, SubChapter B 116.116(a)(1)
      Description:
                          Failure to represent the emissions from A/B Flare properly in the Permit
                          Application dated November 22, 2002.
      Self Report?
                                                                                 Classification:
                                                                                                   Moderate
                          30 TAC Chapter 116, SubChapter B 116.115(c)
      Citation:
                          30 TAC Chapter 122, SubChapter B 122.143(4)
      Rqmt Prov:
                          PERMIT 5572B SC No.9
                          OP O-01424, SC 8
      Description:
                          Failure to unload tanks within the permit allocated time period
                                                                                 Classification:
      Self Report?
                       NO
                                                                                                   Moderate
      Citation:
                          30 TAC Chapter 115, SubChapter D 115.352(4)
                          30 TAC Chapter 115, SubChapter H 115.783(5)
                          30 TAC Chapter 116, SubChapter B 116.115(c)
                          30 TAC Chapter 122, SubChapter B 122.143(4)
      Rgmt Prov:
                          PERMIT 5572B, SC 18.E
                          OP O-01424, SC 1A & 8
      Description:
                          Failure to cap or plug the 115 open ended lines in B-line Unit and 67 open ended
                          lines in C-line Unit during the certification period.
       Self Report?
                       NO
                                                                                 Classification:
                                                                                                   Moderate
       Citation:
                          30 TAC Chapter 122, SubChapter B 122.145(2)(C)
                          Failure to submit the deviation report within 30 days after the end of the six
      Description:
                          months reporting period from February 2, 2004 through August 2, 2004.
      Date: 05/30/2006
                               (461009)
       Self Report?
                                                                                 Classification:
                                                                                                   Minor
       Citation:
                          30 TAC Chapter 116, SubChapter B 116.115(c)
                          5C THC Chapter 382, SubChapter A 382.085(b)
       Rgmt Prov:
                          PA 5572B, Special Condition #1
                          Failure to prevent venting of unauthorized emissions to the flare due to partially
      Description:
                          plugged make up water heat exchanger.
      Date: 07/10/2006
                               (466004)
       Self Report?
                       NO
                                                                                 Classification:
                                                                                                   Moderate
```

30 TAC Chapter 116, SubChapter B 116.115(c)

5C THC Chapter 382, SubChapter A 382,085(b)

30 TAC Chapter 101, SubChapter F 101.211(c)

Failure to submit final report for a scheduled startup activity no late than two

Classification:

Minor

PERMIT No. 5572B, Special Condition 1

Failure to prevent unauthorized emissions

Citation:

Ramt Prov:

Description:

Self Report?

Description:

Citation:

NO

E.

weeks after the end of the scheduled startup.

Date: 07/14/2006

(484670)

(568525)

Self Report?

30 TAC Chapter 116, SubChapter B 116.115(c)

Citation:

5C THC Chapter 382, SubChapter D 382.085(b)

Description:

NO

Failure to prevent unauthorized emissions.

Self Report?

30 TAC Chapter 101, SubChapter F 101.211(c)

Citation: Description:

Failure to submit the final report for the scheduled maintenance activity in a timely

Date: 08/14/2007

Self Report?

Classification;

Moderate

Moderate

Citation:

30 TAC Chapter 122, SubChapter B 122.143(4) 30 TAC Chapter 122, SubChapter B 122.145(2)(C) 5C THC Chapter 382, SubChapter A 382.085(b)

Ramt Prov:

OP General Terms and Conditions

Description:

F. Environmental audits.

Type of environmental management systems (EMSs). G.

N/A

Н. Voluntary on-site compliance assessment dates.

١. Participation in a voluntary pollution reduction program.

N/A

J. Early compliance.

N/A

Sites Outside of Texas

N/A

Classification:

Classification:

Minor

Failure to submit a deviation report by the submittal due date.

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



IN THE MATTER OF AN	§	BEFORE THE
ENFORCEMENT ACTION	§	
CONCERNING	§	TEXAS COMMISSION ON
SUNOCO, INC. (R&M)	§	
RN102888328	§	ENVIRONMENTAL QUALITY

AGREED ORDER DOCKET NO. 2007-1365-AIR-E

I. JURISDICTION AND STIPULATIONS

At its ______ agenda, the Texas Commission on Environmental Quality ("the Commission" or "TCEQ") considered this agreement of the parties, resolving an enforcement action regarding Sunoco, Inc. (R&M) ("Sunoco") under the authority of TEX. HEALTH & SAFETY CODE ch. 382 and TEX. WATER CODE ch. 7. The Executive Director of the TCEQ, through the Enforcement Division, and Sunoco appear before the Commission and together stipulate that:

- 1. Sunoco owns and operates a chemical manufacturing plant at 8811 Strang Road in La Porte, Harris County, Texas (the "Plant").
- 2. The Plant consists of one or more sources as defined in TEX. HEALTH & SAFETY CODE § 382.003(12).
- 3. The Commission and Sunoco agree that the Commission has jurisdiction to enter this Agreed Order, and that Sunoco is subject to the Commission's jurisdiction.
- 4. Sunoco received notice of the violations alleged in Section II ("Allegations") on or about August 28 and September 2, 2007.
- 5. The occurrence of any violation is in dispute and the entry of this Agreed Order shall not constitute an admission by Sunoco of any violation alleged in Section II ("Allegations"), nor of any statute or rule.
- 6. An administrative penalty in the amount of Twenty Thousand Four Hundred Dollars (\$20,400) is assessed by the Commission in settlement of the violations alleged in Section II ("Allegations"). Sunoco has paid Sixteen Thousand Three Hundred Twenty Dollars (\$16,320) of the administrative penalty and Four Thousand Eighty Dollars (\$4,080) is deferred contingent upon

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Sunoco, Inc. (R&M) DOCKET NO. 2007-1365-AIR-E Page 2

Sunoco's timely and satisfactory compliance with all the terms of this Agreed Order. The deferred amount will be waived upon full compliance with the terms of this Agreed Order. If Sunoco fails to timely and satisfactorily comply with all requirements of this Agreed Order, the Executive Director may require Sunoco to pay all or part of the deferred penalty.

- 7. Any notice and procedures, which might otherwise be authorized or required in this action, are waived in the interest of a more timely resolution of the matter.
- 8. The Executive Director of the TCEQ and Sunoco have agreed on a settlement of the matters alleged in this enforcement action, subject to the approval of the Commission.
- 9. The Executive Director may, without further notice or hearing, refer this matter to the Office of the Attorney General of the State of Texas ("OAG") for further enforcement proceedings if the Executive Director determines that Sunoco has not complied with one or more of the terms or conditions in this Agreed Order.
- 10. This Agreed Order shall terminate five years from its effective date or upon compliance with all the terms and conditions set forth in this Agreed Order, whichever is later.
- 11. The provisions of this Agreed Order are deemed severable and, if a court of competent jurisdiction or other appropriate authority deems any provision of this Agreed Order unenforceable, the remaining provisions shall be valid and enforceable.

II. ALLEGATIONS

As owner and operator of the Plant, Sunoco is alleged to have:

- 1. Failed to prevent unauthorized emissions, in violation of 30 Tex. Admin. Code § 116.115(c), New Source Review Permit No. 5572B, Special Condition 1 and Tex. Health & Safety Code § 382.085(b), as documented during a record review conducted on August 20, 2007. Specifically, due to the D-301C flash vessel becoming plugged with polypropylene powder, unauthorized emissions of 510.75 lbs of carbon monoxide ("CO"), 64.52 lbs of nitrogen oxide ("NOx"), and 714.8 lbs of volatile organic compounds ("VOCs") were released from the C Flare, emission point number 140, in the C Line Unit during an emissions event (Incident No. 91432) that occurred on May 18, 2007 and lasted seven hours. Since these emissions were avoidable and improperly reported, the demonstrations in 30 Tex. Admin. Code § 101.222 necessary to present an affirmative defense were not met.
- 2. Failed to submit the initial emissions event report for Incident No. 91432 within 24 hours after discovery of the event, in violation of 30 Tex. ADMIN. CODE § 101.201(a)(1)(B) and Tex. HEALTH & SAFETY CODE § 382.085(b), as documented during a record review conducted on August 20, 2007. Specifically, the report was required to be submitted by May 19, 2007 at 6:00 p.m., but was not submitted until May 21, 2007 at 2:45 p.m.

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Sunoco, Inc. (R&M) DOCKET NO. 2007-1365-AIR-E Page 3

- 3. Failed to submit additional information regarding Incident No. 91432 within the established timeframe, in violation of 30 Tex. ADMIN. CODE § 101.201(f) and Tex. Health & Safety Code § 382.085(b), as documented during a record review conducted on August 20, 2007. Specifically, additional information was requested to be submitted by August 17, 2007 but no information has been submitted.
- 4. Failed to prevent unauthorized emissions, in violation of 30 Tex. Admin. Code § 116.115(c), New Source Review Permit No. 5572B, Special Condition 1 and Tex. Health & Safety Code § 382.085(b), as documented during a record review conducted on August 22, 2007. Specifically, due to excessive vibration of Pump P302A that caused the seal flush line to fail, unauthorized emissions of 111.23 lbs of CO, 14.36 lbs of NOx, and 156.13 of VOCs were released from the C Flare, emission point number 140, and 960 lbs of propylene were released from the P302 Seal Flush Line in the C Line Unit during an emissions event (Incident No. 91779) that occurred on May 29, 2007 and lasted one hour. Since these emissions were avoidable, the demonstrations in 30 Tex. Admin. Code § 101.222 necessary to present an affirmative defense were not met.

III. DENIALS

Sunoco generally denies each allegation in Section II ("Allegations").

IV. ORDERING PROVISIONS

1. It is, therefore, ordered by the TCEQ that Sunoco pay an administrative penalty as set forth in Section I, Paragraph 6 above. The payment of this administrative penalty and Sunoco's compliance with all the terms and conditions set forth in this Agreed Order resolve only the allegations in Section II. The Commission shall not be constrained in any manner from requiring corrective action or penalties for violations, which are not raised here. Administrative penalty payments shall be made payable to "TCEQ" and shall be sent with the notation "Re: Sunoco, Inc. (R&M), Docket No. 2007-1365-AIR-E" to:

Financial Administration Division, Revenues Section Attention: Cashier's Office, MC 214 Texas Commission on Environmental Quality P.O. Box 13088 Austin, Texas 78711-3088

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- 2. It is further ordered that Sunoco shall undertake the following technical requirements:
 - a. Within 30 days after the effective date of this Agreed Order:
 - i. Implement measures designed to prevent the outlet of the D-301C flash vessel from becoming plugged with polypropylene powder;
 - ii. Develop and implement procedures to ensure timely reporting of future emissions events and timely responses to requests for information regarding future emissions events; and
 - iii. Implement measures designed to prevent excessive vibration of Pump P302A causing the seal flush line to fail.
 - b. Within 45 days after the effective date of this Agreed Order, submit written certification as described below, and include detailed supporting documentation including photographs, receipts, and/or other records to demonstrate compliance with Ordering Provision Nos. 2.a.i. through 2.a.iii. The certification shall be notarized by a State of Texas Notary Public and include the following certification language:

"I certify under penalty of law that I have personally examined and am familiar with the information submitted and all attached documents, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the submitted information is true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations."

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The certification shall be submitted to:

Order Compliance Team Enforcement Division, MC 149A Texas Commission on Environmental Quality P.O. Box 13087 Austin, Texas 78711-3087

with a copy to:

Air Section, Manager Houston Regional Office Texas Commission on Environmental Quality 5425 Polk Avenue, Suite H Houston, Texas 77023-1486

- 3. The provisions of this Agreed Order shall apply to and be binding upon Sunoco. Sunoco is ordered to give notice of the Agreed Order to personnel who maintain day-to-day control over the Plant operations referenced in this Agreed Order.
- 4. If Sunoco fails to comply with any of the Ordering Provisions in this Agreed Order within the prescribed schedules, and that failure is caused solely by an act of God, war, strike, riot, or other catastrophe, Sunoco's failure to comply is not a violation of this Agreed Order. Sunoco shall have the burden of establishing to the Executive Director's satisfaction that such an event has occurred. Sunoco shall notify the Executive Director within seven days after Sunoco becomes aware of a delaying event and shall take all reasonable measures to mitigate and minimize any delay.
- 5. The Executive Director may grant an extension of any deadline in this Agreed Order or in any plan, report, or other document submitted pursuant to this Agreed Order, upon a written and substantiated showing of good cause. All requests for extensions by Sunoco shall be made in writing to the Executive Director. Extensions are not effective until Sunoco receives written approval from the Executive Director. The determination of what constitutes good cause rests solely with the Executive Director.
- 6. This Agreed Order, issued by the Commission, shall not be admissible against Sunoco in a civil proceeding, unless the proceeding is brought by the OAG to: (1) enforce the terms of this Agreed Order; or (2) pursue violations of a statute within the Commission's jurisdiction, or of a rule adopted or an order or permit issued by the Commission under such a statute.
- 7. This agreement may be executed in multiple counterparts, which together shall constitute a single original instrument. Any executed signature page to this Agreement may be transmitted by facsimile transmission to the other parties, which shall constitute an original signature for all purposes.

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Sunoco, Inc. (R&M) DOCKET NO. 2007-1365-AIR-E Page 6

8. Under 30 Tex. Admin. Code § 70.10(b), the effective date is the date of hand-delivery of the Order to Sunoco, or three days after the date on which the Commission mails notice of the Order to Sunoco, whichever is earlier. The Chief Clerk shall provide a copy of this Agreed Order to each of the parties.

TCEQ ENFORCEMENT

PAGE 04

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Sunoco, Inc. (R&M) DOCKET NO. 2007-1365-AIR-E Page 7

SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission

Por the Executive Director

Dutc 1/21/2008

I, the undersigned, have road and understand the attached Agreed Order. I am authorized to agree to the attached Agreed Order on behalf of the entity indicated below my signature, and I do agree to the terms—and conditions specified therein. I further acknowledge that the TCEQ, in accepting payment for the penalty amount, is materially relying on such representation.

I also undersound that failure to comply with the Ordering Provisions, if any, in this order and/or failure to timely pay the penalty amount, may result in:

- · A negative impact on compliance history;
- Greater scrubny of any permit applications submitted;
- Referral of this case to the Attorney General's Office for contempt, injunctive relief, additional penalties, and/or attorney fees, or to a collection agency;
- increused penalties in any future enforcement autions:
- Automatic referral to the Amorney General's Office of any future enforcement actions; and
- TCPQ seeking other relict as authorized by law.

In addition, any inisification of any compliance documents may result in criminal prosecution.

Stonature

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CALVIN E. GREENE

Name (Frinted or typed)

Authorized Representative of

Sanoco, Inc. (R&M)

ENVIRONMENTAL SPERINTENDENT

Instructions: Send the original, signed Agreed Order with paretty payment to the Financial Administration Division, Revenues Section at the address in Section IV, Paragraph I of this Agreed Order.